IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 13454 of 2005

Between:

1 A. Jayaprakash S/o Sattaiah
R/o Charakonda Village, Mahaboooobnagar District
2 G. Vanaja W/o Yadagiri,
R/o H. No. 19/97/B, P&T Colony, Dilshukngar Hyderabad
3 A. Vijender Reddy S/o Demodhar Reddy
R/o H. No. 8-6-38/2/14, Venkataramanaiah Vanastalipuram, Hyderabad
4 K. Nityanandaswamy S./o Narayana
R/o H. No. 41-139, NTR Colony, Kurronal Road, Wanaparthy, Mahaboobnagar District
5 G. Sreenaiah S/o Manikyam,
R/o H. No. 19-97/B, Kodandaramanagar, Dilshknagar, Hyderabad
6 E. Easwaraiah S/o Mallaiah
R/o Vangoor Village, Mahaboobnagar District
7 P. Ravinder S/o Rangaiah
R/o H. No. 6-70, Kalwakurthy Mahabooobnagar
8 K. Venkateshwar Goud S/o Kistanna Goud,
H.No. 4-43, Subashnagar, Pebbar Village & Mandal, Mahaboobngar
9 V. Sujatha W/o Sudharasan
H. No. 11-127, Ganeshnagar, Deverkonda, Nalgonda
10 V. Vijaya W/o Krishnaiah
H. No. 11-27, Ganeshnagar Deverkonda Nalgodna
11 G. Niranjan S/o Narsimhulu
R/o Polepally, Amangal Mandal, Mahaboobngar District

..... PETITIONER(S)

AND

1 The State of A.P., rep by SPecial Chief Secretary to the Revenue Department Secrtariat, Hyderabad
2 The District Registrar of Stamps and Registration, Rang Reddy District
3 The Sub-Registrar, Champapet, Ranga Reddy District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or Direction, more particularly one in nature of Writ of Mandamus declaring the action of the 3rd respondent in not registering and releasing the sale deeds of the petitioners as per G.O.Ms. No. 807, Revenue (registration-I) Department, dt 13-10-2004 as illegal, arbitrary violation of Principles of natural justice and contrary to G.O.Ms. No. 807 dt 13-10-2004 and consequently direct the 3rd respondent to release the sale deeds of the petitioners after due registration of their respective plots by extending the benefits of Judgment in WP Nos. 8705/2002 & batch and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case

Counsel for the Petitioner: MR.V.VISWANATHAM

Counsel for the Respondent No.: GP FOR REVENUE

The Court at the admission stage made the following :

ORAL ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue and with their consent the writ petition is disposed of at the stage of admission.

The averment in the affidavit is that the petitioners purchased open plots in Sy.Nos.57 to 60 situated at Karmanghat village, Sarrornagar Mandal, Ranga Reddy District. It is their case that when they approached the 3rd respondent for registration of the sale deeds, the same was refused on the ground that the 1st respondent

issued G.O.Ms.NO.751 dated 12-12-2001 wherein it was declared that registration of documents of immovable properties in Sy.Nos.57 to 60 of Karmanghat village was opposed to public policy with further direction to all the Sub Registrars not to register any sale deeds in the said survey numbers by passing refusal orders. The said G.O.Ms.No.751 dated 12-12-2001 has now been denotified in G.O.Ms.No.807 dated 13-10-2004. In the light of the said G.O.Ms.No.807 dated 13-10-2004 the objections raised by the 3rd respondent on the basis of G.O.Ms.No.751 dated 12-12-2001 no longer exists. Several writ petitions in this regard have already been disposed of.

Accordingly, this writ petition is disposed of with a direction to the respondents to release the documents presented by the petitioners after due registration without raising any objection on the basis of G.O.Ms.No.751 dated 12-12-2001.

However, it is made clear that except for the objections on the basis of G.O.Ms.NO.751 dated 12-12-2001, it is open to the Registering Authority to raise any other objections provided the same are communicated to the petitioners within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is, accordingly, disposed of. No costs.

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23-6-2005

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To:

1. The Special Chief Secretary, Revenue Department , Govt. of A.P, Secretariat, Hyderabad
2 The District Registrar of Stamps and Registration, Ranga Reddy District
3 The Sub-Registrar, Champapet, Ranga Reddy District

4. Two copies to the G.P. for Revenue, High Court buildings, Hyderabad (OUT)

5. Two C.D. copies